

AN ACT

relating to state purchasing preferences for recycled products and to the efficient operation of certain telecommunications entities.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 2155.445(a), Government Code, is amended to read as follows:

(a) The commission and state agencies shall give preference to recycled, remanufactured, or environmentally sensitive products, as those terms are defined by rule of the commission, in purchases made under this subtitle if:

(1) the product meets state specifications regarding quantity and quality; and

(2) the average price of the product is not more than 10 percent greater than the price of comparable nonrecycled products.

SECTION 2. Section 2155.446, Government Code, is amended to read as follows:

Sec. 2155.446. PURCHASE AND USE OF PAPER CONTAINING RECYCLED FIBERS. (a) Subject to Subsection (c), the [The] commission shall contract for paper containing the highest proportion of recycled fibers for all purposes for which paper with recycled fibers may be used and to the extent that the paper is available ~~[at a reasonable price]~~ through normal commercial sources to supply the state's needs.

1 (b) Subject to Subsection (c), a [A] state agency that
2 purchases through the commission shall place orders for papers
3 containing recycled fibers to the highest extent of its needs and to
4 the extent that the paper is available through the commission's
5 purchasing procedures.

6 (c) This section does not apply if the average price of
7 paper with recycled fibers exceeds by more than 10 percent the price
8 of comparable nonrecycled paper.

9 SECTION 3. Section 2170.005(a), Government Code, is amended
10 to read as follows:

11 (a) To ensure efficient operation of the consolidated
12 telecommunications system at minimum cost to the state, the
13 department shall adopt and disseminate to all agencies appropriate
14 guidelines and[7] operating procedures[7] and may publish
15 telephone directories listed under Sections 55.202 and 55.203,
16 Utilities Code, on a state Internet website.

17 SECTION 4. Subchapter I, Chapter 55, Utilities Code, is
18 amended by adding Section 55.204 to read as follows:

19 Sec. 55.204. ELECTRONIC TELEPHONE DIRECTORY. (a)
20 Notwithstanding any other law, a telecommunications provider or
21 telecommunications utility, to further the recycling goals, may
22 publish on the provider's or the utility's Internet website a
23 telephone directory or directory listing instead of providing for
24 general distribution to the public of printed directories or
25 listings.

26 (b) A provider or utility that publishes a telephone
27 directory or directory listing as described by Subsection (a) shall

1 provide a print or digital copy of the directory or listing to a
2 customer on request. If a provider or utility exercises this
3 option, it shall notify its customers that the provider or utility
4 shall provide the first print or digital copy requested by a
5 customer in each calendar year at no charge to the customer.

6 SECTION 5. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2011.

H.B. No. 3395

David Newkumst

President of the Senate

Joe Straus

Speaker of the House

I certify that H.B. No. 3395 was passed by the House on May 4, 2011, by the following vote: Yeas 140, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3395 on May 27, 2011, by the following vote: Yeas 140, Nays 1, 2 present, not voting.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 3395 was passed by the Senate, with amendments, on May 25, 2011, by the following vote: Yeas 31, Nays 0.

Patsy Spaw

Secretary of the Senate

APPROVED:

17 JUN '11

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:00 PM O'CLOCK

John R. Edwards
JUN 17 2011
Secretary of State